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**OFFICE OF PETITIONS**

LOUIS A DEPAUL  
REED SMITH LLP  
PO BOX 488  
PITTSBURGH PA 15230-0488

In re Application of  
Fast, et al.  
Application No. 10/036,107  
Filed: November 9, 2001  
Attorney Docket No. 01-592-US  
Title: METHOD AND APPARATUS FOR  
ADVANCED LEADERSHIP TRAINING  
SIMULATION

ON PETITION

This is a decision on the petition to revive under 37 CFR 1.137(f), filed May 22, 2003 (Certificate of Mailing dated May 16, 2003).<sup>1</sup>

The petition is **DISMISSED AS MOOT**.

The above-identified application was filed on November 9, 2001 with a nonpublication request and certification under 35 U.S.C. 122(b)(2)(B)(i). On October 16, 2002, applicant filed a Request to Rescind Previous Nonpublication Request.

With the instant petition, applicant states that the application was foreign filed on November 9, 2002.

As the Request to Rescind Previous Nonpublication Request was filed before the foreign filing, the application will be treated as if the nonpublication request was never made.<sup>2</sup>

<sup>1</sup> The petition was mislabeled with application no. 10/039,107.

<sup>2</sup> See "Clarification of the United States Patent and Trademark Office's Interpretation of the Provisions of 35 U.S.C. 122(b)(2)(B)(ii)-(iv)", available at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/35uscl22b2binterpret.htm>.

The petition fee of \$1,300 has been refunded to Deposit Account No. 18-0582.

As requested, the Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) has been rescinded.

The time period for reply set forth in the last Office communication (March 10, 2003) is hereby restated to run from the mailing date of this decision.

The application file is being returned to Technology Center 3700.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0272.

A handwritten signature in black ink, appearing to read "Cliff Congo".

Cliff Congo  
Petitions Attorney  
Office of Petitions